IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 6TH JUNE 2007 / 16TH JYAISHTA 1929

Bail Appl..No. 3287 of 2007()

CRIME NO.199/07 OF ERATTUPETTA POLICE STATION

: PETITIONER

BIJO, S/O THOMAS,
VADAKKEDATHU VEEDU, MARILAND,
KADANADU.

BY ADV. SRI.S.RAJEEV

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.
(CRIME NO.199 OF 2007 OF ERATTUPETTA POLICE
STATION)

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 06/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 3287 OF 2007 A

Dated this the 6th day of June, 2007

O R D E R

Petitioner, who is the accused in Crime No.199/07 of Erattupetta Police Station for offences punishable under Secs.376 and 493 I.P.C., seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer for the purpose of interrogation and potency test and then to have his application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioner shall surrender before the investigating officer on any day between 14-06-2007 and 16-06-2007 for the purpose of interrogation and potency test. The petitioner shall, thereafter, be produced on the same day before the Magistrate, who shall release the petitioner on bail on appropriate conditions.

This petition is disposed of as above.

(V. RAMKUMAR, JUDGE)

aks